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12 IN THE UNITED STATES DISTRICT COURT
13 FOR THE NORTHERN DISTRICT OF CALIFORNIA
14
15 SAN JOSE DIVISION

16
17 UNITED STATES OF AMERICA,) Nos. CR 11- 00558 - LHK
18 Plaintiff,) CR 11- 00559 - LHK
19) CR 11- 00560 - LHK
20 vs.) CR 11- 00706 - LHK
21)
22 MICHAEL RUELAS and) JOINT STIPULATION AND REQUEST TO
23 LORENZO ISRAEL GARCIA,) CONTINUE SENTENCING HEARING
24) DATE TO DECEMBER 5, 2012; AND
25) [PROPOSED] ORDER
26 Defendant.)

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18 **STIPULATION**

19 Defendant Michael Ruelas, by and through Assistant Federal Public Defender Varell L.
20 Fuller; Lorenzo Israel Garcia, by and through Counsel Jack Gordon; and the United States, by
21 and through Assistant United States Attorney Thomas M. O'Connell, hereby stipulate and agree,
22 subject to the Court's approval, that the sentencing hearing presently set for Wednesday, October
23 17, 2012, at 9:00 a.m., be continued to Wednesday, December 5, 2012, at 9:00 a.m.

24 Defendants Michael Ruelas and Lorenzo Israel Garcia have pled guilty and a sentencing
25 hearing is presently set for October 17, 2012, as to both defendants. The parties respectfully ask
26 that the sentencing hearing date be continued to help facilitate the completion of the presentence

1 report investigation and to permit the parties additional time necessary to effectively prepare for
2 the sentencing hearing. United States Probation Officer Benjamin Flores, who has been assigned
3 to conduct the presentence investigation, has been consulted about the requested continuance and
4 has no objection. The parties further agree that the deadlines by which the United States
5 Probation Office must disclose the draft and final pre-sentence reports shall be adjusted
6 according to the new December 5, 2012, sentencing date.

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8 Dated: October 1, 2012

9 _____/s/_____
10 VARELL L. FULLER
Assistant Federal Public Defender
Counsel for Michael Ruelas

11 Dates: October 1, 2012

12 _____/s/_____
13 JACK GORDON
Counsel for Lorenzo Israel Garcia

14 Dated October 1, 2012

15 _____/s/_____
16 THOMAS M. O' CONNELL
Assistant United States Attorney

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19 **[PROPOSED] ORDER**

20 GOOD CAUSE APPEARING, and by stipulation of the parties, it is hereby ordered that
the sentencing hearing date set for Wednesday, October 17, 2012, at 9:00 a.m. is continued to
Wednesday, December 5, 2012, at 9:00 a.m., and the dates by which United States Probation
must disclose the draft and final pre-sentence reports shall be adjusted accordingly.

21 Dated: 10/2/12

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THE HONORABLE LUCY H. KOH
United States District Court Judge

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